IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.7056 OF 2003

Shri Mahadev Kisan Mali .. Petitioner

v/s.

The Chief Executive Officer,
Zilla Parishad, Kolhapur & anr. .. Respondents

Mr.S.S.Pakale for the petitioner.

Mr.R.D.Rane, Additional Government Pleader for respondent No.1.

CORAM : R.M. LODHA AND
R.S. MOHITE, JJ.

DATED : 29th March, 2005

P.C.

Heard.

2. Rule.

3. Mr.R.D.Rane, AGP waives service for the first respondent. Service of rule on respondent No.2 is dispensed with.

4. The learned counsel for respondent No.1 has no objection if prayer (a) of the writ petition is granted.

5. In this view of the matter, the diverse

contentions raised by the petitioner in the writ petition need not be gone into by us.

6. Since the petitioner has already filed the complaint and that complaint is subjudice before the Industrial Court, Kolhapur, we hardly find any justification for grant of prayer (b) in extraordinary jurisdiction.

7. Rule is, accordingly, disposed of in terms of prayer (a). Prayer (a) reads thus-

> (a) This Hon'ble Court may be pleased to exercise the powers vested in it under Article 226 of the Constitution of India and to issue a Writ of Manadamus and/or a Writ in the nature of Mandamus, order and direction directing the Respondent No.2 herein, to expeditiously decide the Complaint (ULP) No.203 of 2002 filed by the Petitioner and Revision Application (ULP) No.25 of 2001 filed by the Respondent No.1.

8. The Industrial Court, Kolhapur is expected to hear and decide the Complaint (ULP) No.203 of 2002 and Revision Application (ULP) No.25 of 2001 as expeditiously as possible but in no case later than six months from the date of the production of the order of this court. We record the statement of the learned counsel for the parties that their respective clients shall cooperate with the

Industrial Court, Kolhapur in expeditious disposal of the matters as referred to hereinabove.

No costs.

(R.M. LODHA, J.)

(R.S. MOHITE, J.)